

**CITY OF JONESBORO  
REGULAR MEETING  
170 SOUTH MAIN STREET  
JANUARY 12, 2015 - 7:00 P.M.  
MINUTES**

The City of Jonesboro Mayor & Council held their Regular Meeting on Monday, January 12, 2015. The meeting was held at 7:00 p.m. at the Jonesboro Police Station, 170 South Main Street, Jonesboro, Georgia.

- I. CALL TO ORDER – Mayor Joy Day**
- II. ROLL CALL – Ricky L. Clark, Jr., City Clerk**

Council Present:

Joy B. Day- Mayor  
Billy Powell – Mayor Pro Tem  
Bobby Wiggins, Councilmember  
Pat Sebo, Councilmember  
Wallace Norrington, Councilmember  
Jack Bruce, Councilmember

Staff Present:

Ricky L. Clark, Jr. –City Clerk

- III. INVOCATION – led by Councilman Wallace Norrington**
- IV. PLEDGE OF ALLEGIANCE – led by Mayor Day**
- V. PRESENTATIONS (NONE)**
- VI. ANNUAL APPOINTMENTS:**

- A. Council to consider appointment of Mayor Pro-Tem for 2015.  
***Nomination was made by Councilmember Norrington for Councilmember Powell to assume the position of Mayor Pro-Tem. No further nominations were brought forth and nominations were closed. Motion made by Councilmember Norrington to approve Councilmember Powell as Mayor Pro-Tem for 2015, seconded by Councilmember Bruce. Motion passed unanimously.***
- B. Council to consider annual appointment of City Clerk.  
***Motion made by Councilmember Sebo to approve annual appointment of City Clerk Ricky L. Clark, Jr., seconded by Councilmember Norrington. Motion passed unanimously.***
- C. Council to consider annual appointment of Police Chief.  
***Motion made by Councilmember Powell to approve annual appointment of Police Chief Franklin Allen, seconded by Councilmember Norrington. Motion passed unanimously.***

- D. Council to consider annual appointment of Public Works Director.  
***Motion made by Councilmember Sebo to approve annual appointment of Public Works Director Joe Nettleton, seconded by Councilmember Powell. Motion passed unanimously.***
  
- E. Council to consider annual appointment of City Attorney.  
***Motion made by Councilmember Sebo to approve annual appointment of City Attorney Steve Fincher, seconded by Councilmember Norrington. Motion passed unanimously.***
  
- F. Council to consider annual appointment of City Engineer.  
***Motion made by Councilmember Norrington to approve annual appointment of City Engineer Tommy Newsome, seconded by Councilmember Powell. Motion passed unanimously.***
  
- G. Council to consider annual appointment of Municipal Court Officials:
  - 1. Municipal Court Judge – Ronald Freeman
  - 2. Associate Municipal Judge – Keith Wood
  - 3. City Solicitor – Jerry Patrick***Motion made by Councilmember Sebo to approve annual appointment of Municipal Court Judge, Associate Municipal Judge and City Solicitor, seconded by Councilmember Norrington. Motion passed unanimously.***
  
- H. Council to consider reappointment of Arlene Charles to the Jonesboro Historic Preservation Committee for a term to expire January 1, 2016.  
***Motion made by Councilmember Sebo to approve reappointment of Arlene Charles, seconded by Councilmember Norrington. Motion passed unanimously.***
  
- I. Council to consider reappointment of Donya Sartor-Constantine to the Jonesboro Historic Preservation Committee for a term to expire January 1, 2017.  
***Motion made by Councilmember Sebo to approve reappointment of Donya Sartor-Constantine, seconded by Norrington. Motion passed unanimously.***
  
- J. Council to consider reappointment of Betsy Wester to the Jonesboro Historic Preservation Committee for a term to expire January 1, 2017.  
***Motion made by Councilmember Sebo to reappoint Betsy Wester, seconded by Norrington. Motion passed unanimously.***

**VII. PUBLIC HEARING – NONE**

**VIII. PUBLIC COMMENT - NONE**

- IX. CONSIDER APPROVAL OF MINUTES OF THE FOLLOWING MEETINGS:** December 8, 2014 Regular Meeting; December 29, 2014 Special Called Meeting, December 29, 2014 Executive Session; January 5, 2015 Work Session; January 5, 2015 Executive Session.  
***Motion made to approve aforementioned minutes as presented by Councilmember Powell, seconded by Councilmember Sebo. Motion passed unanimously.***

**X. CONSENT AGENDA (Items A-E)**

- A. Council to consider hosting the Rotary Club's "Spring Sprint" on March 21, 2015.
- B. Council to consider Resolution (#RES 2015-001) to Call for Special Election to fill the vacant seat for Councilmember Segner and to fix and publish the Qualifying Fees and for other purposes.

**RESOLUTION NO. 2015-001**

**A RESOLUTION OF THE CITY OF JONESBORO, GEORGIA, TO CALL AND AUTHORIZE A SPECIAL ELECTION TO FILL THE VACANT SEAT FOR COUNCILMEMBER RANDY SEGNER OF THE JONESBORO CITY COUNCIL; TO FIX AND PUBLIC THE QUALIFYING FEE; AND FOR OTHER PURPOSES.**

**WHEREAS,** the governing authority of the City of Jonesboro, Georgia (the "City") is the Mayor and Council thereof; and

**WHEREAS,** Councilmember Randy Segner's seat for the Jonesboro City Council was vacated due to his death on December 21, 2014; and

**WHEREAS,** Section 5.14 of the City Charter charges that a vacancy in the office of Councilmember shall be filled for the balance of the unexpired term of such official;

**WHEREAS,** Pursuant to O.C.G.A. § 212-131(a)(A), the City Council shall fix and publish the qualifying fees for the municipal offices to be filled in the upcoming election. The qualifying fee shall be equal to three percent (3%) of the total gross salary of the office paid in the preceding calendar year;

**WHEREAS,** Section 5.13 of the City Charter states that all elections in the City shall be determined by plurality. The person receiving a plurality of votes cast, shall be elected.

**WHEREAS,** the Mayor and the remaining members of the City Council wish to order said Special Election to proceed as provided by law.

**NOW, THEREFORE, BE IT RESOLVED,** that the Mayor and Council of the City of Jonesboro and it is resolved by the authority of said City Council that:

Section 1: The City of Jonesboro Special Election is hereby called in order to fill the unexpired term of Council Member Randy Segner pursuant to the requirements of the Georgia Constitution, State Law and the City Charter; and

Section 2: The Special Election shall be held on March 17, 2015; and

Section 3: Qualifying for candidates will be held at the Jonesboro City Hall, 124 North Avenue, Jonesboro GA 30236 on Monday, January 26, 2015, Tuesday, January 27, 2015, Wednesday, January 28, 2015. The hours of qualifying shall be between the hours 8:30 a.m. and 4:30 p.m. The qualifying fee for the at-large seat is \$252.00, which is 3% of the total gross salary of the preceding year. Each candidate shall file a notice of candidacy in the office of the City Clerk of Jonesboro and must meet the qualifications of the Charter and Code of the City of Jonesboro, as well as all applicable state and constitutional laws; and

Section 4: All elections in the city shall be determined by plurality. The person receiving a plurality of votes casted, shall be elected. In the event of a tie, said run-off election shall be held on Tuesday, April 14, 2015; and

**SO RESOLVED AND EFFECTIVE**, this 12<sup>th</sup> day of January, 2015.

APPROVED:

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Joy B. Day, Mayor

ATTEST:

\_\_\_\_\_  
Ricky L. Clark, Jr., City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Steve Fincher, City Attorney

(SEAL)

- C. Council to consider a Call for Municipal Election and to publish the Qualifying Fees and for other purposes.
- D. Council to consider approval of Intergovernmental Agreement (15-001-C) between the County Board of Elections & Registration and the City of Jonesboro to allow usage of election equipment to conduct a Special Election & Municipal election for 2015.

- E. Council to consider appointments to the Jonesboro Comprehensive Steering Committee.

**Appointees are as follows:**

Helen Meadows (Jonesboro Resident)  
Arlene Charles (Jonesboro Resident)  
Lillie Suder (Jonesboro Resident)  
Cathy Roark (Jonesboro Resident)  
Harry Osborne (Jonesboro Resident/Attorney)  
Barbara Emert (Historical Jonesboro)  
Karen Sullivan (Jonesboro on the Move/Business Owner)  
Councilwoman Pat Sebo (City Council)

**Staff members are as follows:**

Joy B. Day (Mayor)  
Ricky L. Clark, Jr. (City Clerk)  
Shayla Harris (City Planner / Economic Development)  
Franklin Allen (Police Chief)  
Joe Nettleton (Public Works Director)  
Derry Walker (Code Enforcement Officer)

***Motion made by Councilmember Sebo to approve Consent Agenda, seconded by Councilmember Norrington. Motion passed unanimously.***

**XI. OLD BUSINESS**

- A. Council to consider approval of the posted speed limit on Jonesboro Road from North Avenue to State Route 54 & 138 to be changed from 45 mph to 40 mph and incorporation of entire updated on-system/off-system into Code of Ordinances.

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, THE CITY OF JONESBORO, GEORGIA; TO AMEND CHAPTER 74, TRAFFIC AND VEHICLES, ARTICLE III, SPEED ZONES, TO REVISE PROVISIONS ON THE SPEED LIMITS FOR ON-SYSTEM AND OFF-SYSTEM ROADWAYS; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN ADOPTION DATE; TO PROVIDE AN EFFECTIVE DATE; AND TO PROVIDE FOR OTHER LAWFUL PURPOSES.

**WHEREAS**, the duly elected governing authority of the City of Jonesboro, Georgia (hereinafter the “City”) is the Mayor and Council thereof; and

**WHEREAS**, Section 40-6-183 of the Official Code of Georgia Annotated confers certain powers upon the City to alter lawful speed limits for the on-system and off-system roadways within its municipal limits; and

**WHEREAS**, exercising said powers, the City previously has adopted by ordinance, speed zones for its on-system and off-system roadways codified at Chapter 74, Article III, Sections 71 and 72 of the City’s Code of Ordinances; and

**WHEREAS**, a recent engineering and traffic investigation required under Georgia law has established speed zones for the on-system and off-system roadways located within the City’s municipal limits, a report of which is attached hereto and incorporated herein by reference; and

**WHEREAS**, the Mayor and Council have determined that it is in the best interest of the City to revise the speed zones designated in its Code of Ordinances to correspond with the report of said engineering and traffic investigation.

**NOW, THEREFORE, BE IT AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF JONESBORO, GEORGIA THAT:**

**Section One.** The Code of Ordinances of the City of Jonesboro is hereby amended by deleting the current language of Section 74-71 in its entirety and substituting in lieu thereof the following:

Based on an engineering and traffic investigation, when appropriate signage giving notice thereof is erected, the following maximum speed limits shall be in effect upon the following streets or parts of streets:

Incorporated into Section 74-71 immediately following this language is the table on the attached report entitled “ON-SYSTEM.”

**Section Two.** The Code of Ordinances of the City of Jonesboro is hereby amended by deleting the current language of Section 74-72 in its entirety and substituting in lieu thereof the following:

Based on an engineering and traffic investigation, when appropriate signage giving notice thereof is erected, the following maximum speed limits shall be in effect upon the following streets or parts of streets:

Incorporated into Section 74-72 immediately following this language is the table on the attached report entitled "OFF-SYSTEM."

**Section Three.** The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

**Section Four.** This Ordinance shall be codified in a manner consistent with the laws of the State of Georgia and the City.

**Section Five.** (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.

(b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the Mayor and Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any

of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

**Section Six.** All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

**Section Seven.** The effective date of this Ordinance shall be the date of adoption unless otherwise stated herein.

**CITY OF JONESBORO, GEORGIA      ATTEST:**

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**Joy Day, Mayor**

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**Ricky L. Clark, Jr., City Clerk**

**APPROVED AS TO FORM:**

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**Steven M. Fincher, City Attorney**

***Motion made by Councilmember Sebo to approved aforementioned speed limits and incorporation of entire on-system/off-system into Code of Ordinances, seconded by Councilmember Norrington. Motion passed unanimously.***

**XII. NEW BUSINESS - NONE**

**XIII. REPORT/ANNOUNCEMENT FROM MAYOR / CITY CLERK**

- City Clerk Ricky Clark advised the Council of several health initiatives that the City would be embarking upon for 2015. Those initiatives included: payment for City

employees to participate in the 2015 Spring Sprint, discounted rates at Planet Fitness, lunch and learns & a employee health and wellness day. Mr. Clark advised that a memo would be sent to all employees and Councilmembers on these incentives.

- Mayor Joy B. Day reminded all that the Covered Dish Supper would be at held on Thursday, January 15<sup>th</sup> beginning at 6:00 p.m. at the Firehouse Museum.

**XIV. ADJOURNMENT**

***Motion made to adjourn at 7:13 pm by Councilmember Norrington, seconded by Councilmember Powell. Motion passed unanimously.***

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**JOY B. DAY – MAYOR**

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**RICKY L. CLARK, JR. – CITY CLERK**